

RESOLUTION NO. 12-_____

WHEREAS, pretrial diversion programs have become an effective and useful tool in certain misdemeanor cases where the offender appears to pose no substantial threat to the safety and well-being of the community; the offender is not likely to be involved in further criminal activity if the offender complies with all conditions imposed pursuant to the program; the offender will likely respond to rehabilitative treatment or counseling; the needs of the City can be met through the program; or the need for restitution for the victim from the offender outweighs the interest of the state and city for incarceration of the offender; and

WHEREAS, the City of Huntsville currently has no statutory authority to establish a pretrial diversion program; and

WHEREAS, it is the opinion of the City Council of the City of Huntsville, Alabama that a pretrial diversion program would serve the interests of the City and its citizens.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the 2013 Legislature of Alabama is hereby requested, respectfully, to adopt legislation allowing the City of Huntsville to establish a discretionary pretrial diversion program, and set basic operating standards for the program.

ADOPTED this the 20th day of December, 2012.

President of the City Council
of the City of Huntsville,
Alabama

APPROVED this the 20th day of December, 2012.

Mayor of the City of Huntsville,
Alabama